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1-28(c)  
PATENT  
4444-0119P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: HUANG, Wen-Rung et al. Conf.: 9939  
Appl. No.: 10/602,717 Group: 2812  
Filed: June 25, 2003 Examiner: UNASSIGNED  
For: METHOD FOR FORMING PI-TYPE ASSISTANT  
ELECTRODE

**RECEIVED**  
**APR 7 2004**  
**OFFICE OF PETITIONS**

NOTIFICATION OF ERRONEOUS PAYMENT OF SMALL ENTITY FEES  
UNDER 37 C.F.R. § 1.28

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

April 5, 2004

Sir:

It is respectfully noted that the above-identified application does not qualify for small entity status under 37 C.F.R. § 1.27(a).

Small entity status was established with the filing of the application on June 25, 2003, and the small entity filing fee was paid in good faith. It has since been discovered that this status as a small entity was established in error, without the intent to deceive.

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It is therefore respectfully requested that the error be excused. The following items are being submitted to comply with the requirements of 37 C.F.R. 1.28(c):

- (1) Separate submission for each application or patent.

This request is being submitted in connection with U.S. Patent Appl. No. 10/602,717.

- (2) Payment of deficiency owed.

- (i) An \$375.00 small entity utility application filing fee under 37 C.F.R. § 1.16(a) was paid on June 25, 2003, with check number 9003422. Accordingly, the deficiency owed is \$395.00.

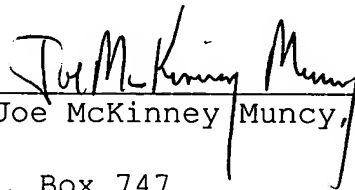
- (ii) A check in the amount of \$395.00 is attached hereto, as payment of the deficiency owed.

It is again noted that the previous establishment of small entity status was made in error, without the intent to deceive. As it is believed that the requirements of 37 C.F.R. § 1.28(c)(1) and (c)(2) have been met, it is respectfully requested that the error be excused and that the U.S. Patent and Trademark Office forward appropriate notification to the undersigned.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Joe McKinney Muncy, #32,334

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

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Attachment(s):

(Rev. 02/12/2004)